

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
WESTERN DIVISION**

**FRED BECK, Individually and on behalf of
the Estate of EASTER BECK, Deceased; et al.,**

PLAINTIFFS,

VS.

CIVIL ACTION NO. 3:03CV60-P-D

**KOPPERS, INC., f/k/a KOPPERS INDUSTRIES, INC.;
et al.,**

DEFENDANTS.

CONSOLIDATED WITH

HOPE ELLIS, et al.,

PLAINTIFFS,

VS.

CIVIL ACTION NO. 3:04CV160-P-D

**KOPPERS, INC., f/k/a KOPPERS INDUSTRIES, INC.;
et al.,**

DEFENDANTS.

ORDER

This matter comes before the court upon Defendants Koppers, Inc. and Beazer East, Inc.'s Motion to Strike Affidavit by Devraj Sharma [357-1]. Upon due consideration of the motion and the responses filed thereto, the court finds as follows, to-wit:

The motion is well-taken and should be granted only with respect to paragraph 18 of the subject affidavit.

IT IS THEREFORE ORDERED AND ADJUDGED that Defendants Koppers, Inc. and Beazer East, Inc.'s Motion to Strike Affidavit by Devraj Sharma [357-1] is hereby **GRANTED** such that paragraph 18 of the Affidavit of Devraj Sharma, Ph.D. is **STRICKEN**.

SO ORDERED this the 13th day of September, A.D., 2005.

/s/ W. Allen Pepper, Jr.

W. ALLEN PEPPER, JR.

UNITED STATES DISTRICT JUDGE